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PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 004470.P012

(maximum 12 characters)

First Named Inventor John Higginson, et al.

Title: METHOD AND APPARATUS FOR TRANSMITTING DATA OVER A NETWORK USING A DOCKING DEVICE

Express Mail Label No. EL672750708US

ADDRESS TO: **Assistant Commissioner for Patents**
Box Patent Application
Washington, D. C. 20231

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. X **Fee Transmittal Form (e.g., PTO/SB/17)**
(Submit an original, and a duplicate for fee processing)
2. **Applicant Claims Small Entity Status. (37 CFR 1.27)**
3. x **Specification (Total Pages 33)**
(preferred arrangement set forth below)
 - Descriptive Title of the Invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference sequence listing, a table,
or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. X **Drawings(s) (35 USC 113) (Total Sheets 11)**
5. X **Oath or Declaration (Total Pages 6)**
 - a. X Newly Executed (Original or Copy)
 - b. Copy from a Prior Application (37 CFR 1.63(d))
(for Continuation/Divisional with Box 17 completed)
 - i. DELETIONS OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
 - c. Unsigned.
6. **Application Data Sheet. (37 CFR 1.76)**
7. **CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)**
8. **Nucleotide and/or Amino Acid Sequence Submission**
(if applicable, all necessary)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. paper
 - c. Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☒ **Assignment Papers (cover sheet & documents(s))**
10. ☐ a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)
- ☐ b. Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ a. Information Disclosure Statement (IDS)/PTO-1449
- ☐ b. Copies of IDS Citations
13. ☐ **Preliminary Amendment**
14. ☒ **Return Receipt Postcard (MPEP 503) (Should be specifically itemized)**
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☒ **Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.**
17. ☒ Other: Certificate of Express Mail with copy of postcard showing contents of Express Mail package.

18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

Of Prior Application No.: ☐ Examiner ☐ Group Art Unit ☐

(which is a ☐ continuation/ ☐ divisional/ ☐ CIP of prior application no. ☐)

which is a ☐ continuation/ ☐ divisional/ ☐ CIP of prior application no. ☐ (List entire chain of priority)

Applicant(s): Also include a Preliminary Amendment to amend the specification to claim priority.

For CONTINUATION AND DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18B. Statement under 37 CFR 3.73(b) for continuing application:

The undersigned states that ☐ (name of assignee) is the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an assignment recorded in the Patent and Trademark Office at Reel. No. ☐ Frame No. ☐ (or a copy of which is attached).

19. Correspondence Address

☒ Customer Number or Bar Code Label 008791

or (Insert Customer No. or Attach Bar Code Label here)

☒ Correspondence Address Below

NAME Marina Portnova

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

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Seventh Floor

CITY Los Angeles STATE California ZIP CODE 90025-1026

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Name (PRINT/TYPE): Marina Portnova Registration No.: 45,750

Signature: M. Portnova Date: April 2, 2001

REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)First Named Inventor John Higginson, et al.Title METHOD AND APPARATUS FOR TRANSMITTING DATA OVER A NETWORK USING A DOCKING
DEVICEAttorney Docket No. 004470.P012

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

April 2, 2001

Date

M. Portnova

Signature

Marina Portnova

Typed or Printed Name

45,750

Registration No.

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months after the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Send to: Assistant Commissioner for Patents, Washington, D.C. 20231

FEE TRANSMITTAL FOR FY 2001**TOTAL AMOUNT OF PAYMENT (\$)** \$422.00**Complete if Known:****Application No.** Unassigned**Filing Date** Unassigned**First Named Inventor** John Higginson, et al.**Group Art Unit** Unassigned**Examiner Name** Unassigned**Attorney Docket No.** 004470.P012**METHOD OF PAYMENT (check one)**

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666**Deposit Account Name** _____

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed: ☒ Check
☐ Credit Card
☐ Money Order
☐ Other

FEE CALCULATION**1. BASIC FILING FEE**

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fee Paid</u>
<u>Code</u>	<u>Fee (\$)</u>	<u>Code</u>	<u>Fee (\$)</u>		
101	710	201	355	Utility application filing fee	355.00
106	320	206	160	Design application filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional application filing fee	

SUBTOTAL (1) \$ 355.00**2. EXTRA CLAIM FEES**

			<u>Extra Claims</u>	<u>Fee from below</u>	<u>Fee Paid</u>
Total Claims	<u>23</u>	- 20** =	<u>3</u>	X <u>9</u>	= <u>27.00</u>
Independent Claims	<u>3</u>	- 3** =	<u>0</u>	X <u>40</u>	= <u>00.00</u>
Multiple Dependent					=

****Or number previously paid, if greater; For Reissues, see below.**

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>
<u>Code</u>	<u>Fee (\$)</u>	<u>Code</u>	<u>Fee (\$)</u>	
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ 27.00

"Express Mail" mailing label number EL672750708US

Date of Deposit: April 2, 2001

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231

Michelle Begay
(Typed or printed name of person mailing paper or fee)
Michelle Begay April 2, 2001
(Signature of person mailing paper or fee) Date

Serial/Patent No.: *** Filing/Issue Date: ***
Client: SportBrain, Inc.
Title: METHOD AND APPARATUS FOR TRANSMITTING DATA OVER A NETWORK USING A DOCKING DEVICE
BSTZ File No.: 004470.P012 Atty/Secty Initials: JHS/MP/mb
Date Mailed: April 2, 2001 Docket Due Date: ***
The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:
☐ Amendment/Response (____ pgs.) ☒ Express Mail No.: EL672750708US ☒ Check No. 4918
☐ Appeal Brief (____ pgs.) (in triplicate) ☐ _____ Month(s) Extension of Time Amt: \$ 422.00
☒ Application - Utility (34 pgs., with cover and abstract) ☐ Information Disclosure Statement & PTO 1449 (____ pgs.) ☐ Check No. _____
☐ Application - Rule 1.53(b) Continuation (____ pgs.) ☐ Issue Fee Transmittal Amt: _____
☐ Application - Rule 1.53(b) Divisional (____ pgs.) ☐ Notice of Appeal
☐ Application - Rule 1.53(b) CIP (____ pgs.) ☐ Petition for Extension of Time
☐ Application - Rule 1.53(d) CPA Transmittal (____ pgs.) ☐ Petition for _____
☐ Application - Design (____ pgs.) ☒ Postcard
☐ Application - PCT (____ pgs.) ☐ Power of Attorney (____ pgs.)
☐ Application - Provisional (____ pgs.) ☐ Preliminary Amendment (____ pgs.)
☒ Assignment and Cover Sheet ☐ Reply Brief (____ pgs.)
☒ Certificate of Mailing ☐ Response to Notice of Missing Parts
☒ Declaration & POA (6 pgs.) ☐ Small Entity Declaration for Indep. Inventor/Small Business
☐ Disclosure Docs & Orig & Copy of Inventor's Signed Letter (____ pgs.) ☒ Transmittal Letter, XXXXXXXX
☒ Drawings: 11 # of sheets includes 11 figures ☒ Fee Transmittal, in duplicate
☒ Other: Certificate of Express Mail with copy of postcard showing contents of Express Mail package and PTO Form SB/35.